

Law Offices of
**DREYER BABICH BUCCOLA WOOD
CAMPORA, LLP**
ANTHONY J. GARILLI (SBN 280886)
20 Bicentennial Circle
Sacramento, CA 95826
Telephone: (916) 379-3500
Facsimile: (916) 379-3599
Attorneys for Plaintiff

Law Offices of
MATHENY SEARS LINKERT & JAIME LLP
MATTHEW C. JAIME (SBN 140340)
ROBERT W. SWEETIN (SBN 297130)
3638 American River Drive
Sacramento, California 95864
Telephone: (916) 978-3434
Facsimile: (916) 978-3430

Attorneys for Defendant, COSTCO
WHOLESALE CORPORATION

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

OLHA NIKOLAYCHUK,

Plaintiff,

v.

COSTCO WHOLESALE
CORPORATION and DOES 1 to 20,
inclusive,

Defendant.

Case No. 2:21-cv-00899-TLN-AC

***JOINT STIPULATION AND ORDER
TO MODIFY INITIAL PRETRIAL
SCHEDULING TO EXTEND NON-
EXPERT DISCOVERY DEADLINES***

Assigned to: District Judge Troy L. Nunley

Complaint filed: February 17, 2020

Removed: May 18, 2021

STIPULATION TO EXTEND DISCOVERY DEADLINES

The parties, through their respective counsel, and pursuant to Federal Rule of Civil Procedure 16(b) and 29(b), hereby submit that stipulation to extend the deadlines provided in the Court's Order dated May 18, 2021 (EFC No. 2) (hereinafter "Prior Order"). A proposed order is

1 attached as required under Local Rule 143(b).

2 Counsel for the parties herein, Plaintiff OLHA NIKOLAYCHUK (hereinafter “Plaintiff”)
3 and Defendant COSTCO WHOLESALE CORPORATION (hereinafter “Defendant”), have met
4 and conferred and agree that a request for the extension of discovery deadlines set forth in the Prior
5 Order is warranted. The parties, by and through their respective counsel, agree that additional time
6 is necessary in light of the claims and defenses involved in this case, and in light of the delays
7 caused by the COVID-19 pandemic in scheduling depositions and completing the parties’
8 respective discovery and investigation in this matter.

9 The parties thus request that the Court accommodate a readjustment of discovery deadlines.
10 To that end, the parties stipulate as follows:

11 1. The Court previously set the last day to complete non-expert discovery as January
12 13, 2022; and

13 2. The Court previously set March 14, 2022 as the last day to File and Serve Disclosure
14 of Expert Witnesses; and

15 3. The Court previously set April 13, 2022 as the last day to file and serve supplemental
16 disclosure of expert witnesses; and

17 4. The Court previously set June 12, 2022 as the last day to exchange any supplemental
18 disclosures and responses (non-expert); and

19 5. The Court previously set July 12, 2022 as the last day to file a dispositive motion.

20 6. Due to the claims and defenses involved in this case, and in light of the fact of the
21 difficulty scheduling depositions and completing other discovery due to the COVID-19 pandemic,
22 and in light of the fact that Plaintiff’s deposition is not compete due to a scheduling conflict with
23 an interpreter, and was recently canceled due to the fact that former-counsel for Defendant in this
24 matter contracted a severe COVID-19 infection in mid-December for which he required
25 hospitalization and Plaintiff’s COVID-19 infection forced the parties to cancel Plaintiff’s second
26 deposition, and in light of the fact there is no trial date currently scheduled, discovery is not
27 complete in this matter. Thus, the parties jointly request the following deadlines be extended and
28 set by the Court;

1 7. The deadline for the parties to complete non-expert discovery as August 13, 2022;
2 and

3 8. The deadline for the parties to File and Serve Disclosure of Expert Witnesses as
4 November 14, 2022; and

5 9. The deadline for the parties to file and serve supplemental disclosure of expert
6 witnesses as December 13, 2022.

7 10. The deadline for the parties to exchange any supplemental disclosures and responses
8 (non-expert) as January 12, 2023 and

9 11. The deadline for the parties to file a dispositive motion as February 12, 2023.

10 **IT IS SO STIPULATED**

11
12 Dated: March 22, 2022

**DREYER BABICH BUCCOLA WOOD CAMPORA,
LLP**

13
14 By:/s/_____
ANTHONY J. GARILLI, ESQ.
15 Attorney for Plaintiff, OLHA
NIKOLAYCHUK

16
17
18 Dated: March 22, 2022

MATHENY SEARS LINKERT & JAIME LLP

19
20
21 By:/s/_____
MATTHEW C. JAIME, ESQ.
22 Attorney for Defendant COSTCO
WHOLESALE CORPORATION

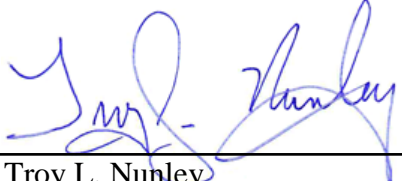
ORDER

GOOD CAUSE APPEARING, considering the parties' stipulation, the Court modifies the schedule stated in its Order dated May 18, 2021, EFC No. 2, as follows:

1. The deadline for the parties to complete non-expert discovery as **August 15, 2022**;
and
2. The deadline for the parties to File and Serve Disclosure of Expert Witnesses as November 14, 2022; and
3. The deadline for the parties to file and serve supplemental disclosure of expert witnesses as December 13, 2022.
4. The deadline for the parties to exchange any supplemental disclosures and responses (non-expert) as January 12, 2023 and
5. The deadline for the parties to file a dispositive motion as **February 13, 2023**.

IT IS SO ORDERED

Dated: March 25, 2022



Troy L. Nunley
United States District Judge